

SCOTT A. FLAXMAN (SBN 241285)
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ATTORNEY FOR PLAINTIFF

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

ALI BAALOUACH,

Plaintiff

vs.

MEHDI NAFAI,

DORIS ALICIA CORDOVA,

SUMMIT MORTGAGE,

REALTY MORTGAGE, LLC,

Doe 1 through Doe 10,

Defendant

)
) Case No.C-07-05433 JSW (JCS)
)
) [Assigned for Report and
) Recommendation on Default Judgment
) to the **Honorable Magistrate Judge**
) **Joseph C. Spero**]
)
) DECLARATION OF SCOTT A.
) FLAXMAN IN SUPPORT OF
) PLAINTIFF ALI BAALOUACH'S
) MOTION FOR DEFAULT
) JUDGMENT AND TO THE
) AUTHENTICITY OF PLAINTIFF'S
) EXHIBIT J.
)
) **Date:** August 22nd, 2008
) **Time:** 1:30 p.m.
) **Courtroom:** A, (15th Floor)
)
)

I, SCOTT A. FLAXMAN, do hereby declare:

1. I am an attorney licensed to practice law in the State of California and have been admitted

1 to practice before the bar of this Court. I am the attorney of record for the Plaintiff, Ali
2 Baalouach ("Plaintiff").

3
4 2. I am aware that on March 24th, 2008, the Hon. Judge Joseph C. Spero ordered all evidence
5 in support of Plaintiff's Motion for Default Judgment to be submitted by May 31, 2008
6 along with sworn declarations as to the authenticity of this evidence. All such evidence
7 then available and sworn declarations were duly submitted prior to the May 31, 2008
8 deadline. The final item of evidence, Exhibit J, could not be submitted by the deadline
9 because the short-sale of the property, (used to secure the loans which are the subject
10 matter of this action): 68 Cayuga, San Francisco, California 94112 ("the Property") had
11 not yet been finalized due to numerous delays in final approval from Countrywide Home
12 Loans. The Settlement date for the sale of the Property was not until July 30, 2008.

13
14 3. I am familiar with the terms of the sale of the Property and the Settlement Statement
15 submitted as Exhibit J associated with that sale and I attest that the foregoing is true and
16 correct and if called as a witness I would testify competently thereto.

17
18
19 Respectfully submitted by:

SCOTT FLAXMAN LAW

20
21 Dated: August 22nd, 2008

22 By: / s / Scott A. Flaxman
23 **Scott A. Flaxman**
24 Attorney for Plaintiff Ali Baalouach
25

CERTIFICATE OF SERVICE

I hereby certify that on August 22nd, 2008, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing.

s/Scott A. Flaxman

Scott A. Flaxman